THE HON'BLE SRI JUSTICE C.V.RAMULU

WRIT PETITION NO.11566 OF 2006

DATE: 13th JUNE 2006

Between:

M/s.Kaveri Agritek, having its office

At F.No.513B, 5th Floor, Minerva Complex,

S.D.Road, Secunderabad, rep. By its

Manager-Admn. P. Malla Reddy.

…Petitioners.

And

1. The Principal Secretary,

Agriculture & Co-operation Department,

Secretariat Buildings, Secretariat,

Hyderabad and another.

…Respondents.

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ORDER:

This writ petition is filed seeking writ of Mandamus declaring the action of the second respondent in rejecting the application of the petitioner for grant of manufacturing licence to manufacture Bio-pesticides vide proceedings No.PP-II(1) 863/2005 dated 08.03.2006 and the action of the first respondent in not considering the appeal preferred against the said order of second respondent

dated 08.03.2006 and the application for interim order made therein as illegal and arbitrary.

2. It is the case of the petitioner that application for grant of licence for manufacturing Bio-pesticides was rejected by the Commissioner and Director of Agriculture, Andhra Pradesh, Hyderabad, by an order dated 08.03.2006. Aggrieved by the same, the petitioner filed an appeal before the first respondent-Principal Secretary, Agriculture and Co-operation Department, Hyderabad, along with an application seeking suspension of the order passed by the second respondent.

3. Be that as it may, the application seeking manufacturing licence was rejected. Appeal against the same is pending. The first respondent in a matter of this nature could have passed no interim orders. According to the learned counsel for the petitioner the agriculture season is commenced. Unless and until the application is disposed of, it will cause lot of inconvenience to the petitioner for manufacture of Bio-pesticides and supply to the farmers.

4. In view of the above, without expressing any opinion on merits of the case, the first respondent is directed to dispose of the appeal purported to have been filed by the petitioner on 06.06.2006 within a period of six weeks from the date of receipt of a copy of this order as per law.

5. The writ petition is accordingly disposed of. No costs.

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C.V.RAMULU, J.

Date: 13th June 2006.

BSB